



Case Number:	civ app 197 of 98
Date Delivered:	24 Nov 1999
Case Class:	Civil
Court:	Court of Appeal at Kisumu
Case Action:	Order
Judge:	Johnson Evan Gicheru, Philip Kiptoo Tunoi, Abdulrasul Ahmed Lakha
Citation:	Shem Okeyo Onyango v Camlus Oduor Madialo [1999] eKLR
Advocates:	-
Case Summary:	-
Court Division:	Civil
History Magistrates:	-
County:	Kisumu
Docket Number:	-
History Docket Number:	H.C.C.C. NO. 107 OF 1992
Case Outcome:	Dismissed.
History County:	Kisumu
Representation By Advocates:	-
Advocates For:	-
Advocates Against:	-
Sum Awarded:	-

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IN THE HIGH COURT OF KENYA
AT MOMBASAIN THE COURT OF APPEAL
AT KISUMU

(Coram: Gicheru, Tunoi & Lakha, JJ.A.)
CIVIL APPEAL NO. 197 OF 1998
BETWEEN

SHEM OKEYO ONYANGO.....APPELLANT
AND

CAMLUS ODUOR MADIALO.....RESPONDENT
(An appeal from the Ruling and Order of the High Court of
Kenya at Kisumu (Wambilyangah, J.) dated 21st April, 1998
in
H.C.C.C. NO. 107 OF 1992)

ORDER OF THE COURT:

Counsel for the appellant concedes that the record of this appeal does not contain a certified copy of the order appealed from as is mandatorily required by rule 85(1)(h) of the Court of Appeal Rules. In the result the said appeal is incompetent and is struck out with costs to the respondent as the point of non-inclusion of the certified copy of the order appealed from was raised in the respondent's application to strike out this appeal. Dated and delivered this 24th day of November, 1999.

J.E. GICHERU

.....
JUDGE OF APPEAL

P.K. TUNOI

.....
JUDGE OF APPEAL

A.A. LAKHA

.....
JUDGE OF APPEAL

I certify that this is a true copy of the original.

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